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Petition For Revival Of An Application For Patent Abandoned Unintentionally Under 37 CFR 1.137(b) (Small Entity)				Docket No. 35224-94727	
In Re Application Of: Eugene Kennedy					
Application No. 10/663,541	Filing Date September 16, 2003	Examiner Gregory A. Wilson	Customer No. 23644	Class Art Unit 3749	Confirmation No. 3815
Invention: Apparatus and Process for Producing Charcoal from Wood					

Attention: Office of Petitions
Mail Stop Petition
COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. ☐ A proposed reply to the above-identified Office Action:

☐ is enclosed. ☐ was filed on _____

The proposed reply is in the form of: _____

2. ☒ The issue fee:

☐ is enclosed. ☒ was paid on June 15, 2004

3. ☒ Applicant claims small entity status. See 37 CFR 1.27

4. ☒ The abandoned application was a:

☐ design application. ☒ utility application. ☐ plant application.

5. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed

6. ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

07/07/2004 TBESH/H1 00000069 10663541

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**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

Docket No.
35224-94727

In Re Application Of: **Eugene Kennedy**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/663,541	September 16, 2003	Gregory A. Wilson	23644	3749	3815

Invention: **Apparatus and Process for Producing Charcoal from Wood**

Calculation and Payment of Fees

Enclosed are the following fees:

- | | |
|---|-----------------------------|
| 7. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of: | <u>\$665.00</u> |
| 8. <input type="checkbox"/> Fee for amendment in the amount of: | <u> </u> |
| 9. <input type="checkbox"/> Fee for extension of time to reply to Office Action in the amount of: | <u> </u> |
| 10. <input type="checkbox"/> Issue fee in the amount of: | <u> </u> |
| 11. <input type="checkbox"/> Continuing application filing fee in the amount of: | <u> </u> |
| 12. <input type="checkbox"/> Terminal disclaimer fee in the amount of: | <u> </u> |
| 13. <input type="checkbox"/> _____ | <u> </u> |
| Total fees enclosed: <u>\$665.00</u> | |

The fee of **\$665** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **12-0913**

**Petition For Revival Of An Application For Patent Abandoned
Unintentionally Under 37 CFR 1.137(b) (Small Entity)**

**Docket No.
35224-94727**

In Re Application Of: **Eugene Kennedy**

Application No. 10/663,541	Filing Date September 16,	Examiner Gregory A. Wilson	Customer No. 23644	Group Art Unit 3749	Confirmation No. 3815
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Invention: Apparatus and Process for Producing Charcoal from Wood

Statement

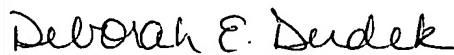
The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.


Signature

**Howard B. Rockman
Registration No. 22,190
Barnes & Thornburg
P.O. Box 2786
Chicago, IL 60690-2786**

Dated: June 29, 2004

I certify that this document and fee is being deposited on June 30, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Signature of Person Mailing Correspondence

Deborah E. Dudek

Typed or Printed Name of Person Mailing Correspondence

CC: